

IN THE CIRCUIT COURT OF COLE COUNTY, MISSOURI

MICHAEL JOHNSON,)
as an individual, and on behalf of all)
others similarly situated,)
Plaintiff,) Case No. 16ac-cc00255
vs.)
ATKINS NUTRITIONALS, INC.,)
Defendant.)

NOTICE OF FILING OF REMOVAL OF CIVIL ACTION

TO THE CLERK OF THE COLE COUNTY CIRCUIT COURT, AND TO PLAINTIFF
AND HIS ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Defendant Atkins Nutritionals, Inc. ("Atkins"), by and through its undersigned counsel, filed a Notice of Removal in the above-captioned action, in the United States District Court for the Western District of Missouri, Central Division, together with a copy of all pleadings filed and served upon them in the instant action, on July 22, 2016. A true and correct copy of such Notice of Removal, with exhibits, is attached as Exhibit 1.

By filing the above Notice of Removal with the Clerk of the United States District Court for the Western District of Missouri, and by providing written notice thereof to the Clerk of this Court, and to Plaintiff's attorney of record, Atkins effects this removal pursuant to 28 U.S.C. § 1446(d). By operation of law, this case is now removed to the United States District Court for the Western District of Missouri, Central Division. This action shall proceed no further in this Court, unless and until the action is remanded by the United States District Court.

Respectfully submitted,

By: /s/ Greg T. Wolf

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ATTORNEYS FOR DEFENDANT ATKINS
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CERTIFICATE OF SERVICE

I hereby certify that on 22 day of July, 2016, the above and foregoing was filed electronically with the above-captioned court. Counsel will provide notice to the following via email and U.S.

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Counsel for Plaintiff and the Proposed Class

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